

## FAX TRANSMITTAL COVER SHEET

RECEIVED  
CENTRAL FAX CENTERTO: U. S. Patent and Trademark Office  
Examiner: Jennifer Hawkins Gay  
Art Unit: 3672

FEB 11 2005

FAX NO.: (703) 872-9306

DATE: February 11, 2005

FROM: Collin A. Rose, Reg. 47,036

Conley Rose, P.C.  
7100 JPMorgan Chase Tower      TELEPHONE: (713) 238-8000  
600 Travis Street  
Houston, Texas 77002-2912      FAX: (713) 238-8008

CLIENT NO.: 1391-19601

TOTAL NUMBER OF PAGES (INCLUDING THIS ONE) 17COMMENTS: Re: U.S. Patent Serial No. 09/845,473; filed April 30, 2001  
Applicant: Daniel P. KusmerAttached: Transmittal Form; Supplemental Response to Final Office Action  
Dated October 29, 2004; Appendix (5 Replacement Drawing Sheets)

## CERTIFICATE OF MAILING/TRANSMISSION (37 CFR §1.8(a))

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being sent by facsimile transmission on the date shown below to (703) 872-9306 (fax number), the U.S. Patent and Trademark Office, in accordance with 37 CFR § 1.6(d).

Ella R. Sisco  
(Type or print name of person mailing paper)

Date: February 11, 2005

Ella R. Sisco  
(Signature of person transmitting paper)

This facsimile and the information it contains is intended to be a confidential communication only to the person or entity to whom it is addressed. If you have received this facsimile in error, please notify us by telephone.

PTO/SB/21 (02-04)

Approved for use through 07/31/2008 OMB 0651-0031  
U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL  
FORM

(To be used for all correspondence after initial filing)

Total Number of Pages in This Submission

16

Application Number	09/845,473
Filing Date	April 30, 2001
First Named Inventor	Daniel P. Kusmer
Art Unit	3672
Examiner Name	Jennifer Hawkins Gay

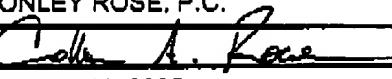
Attorney Docket Number

1391-19601

## ENCLOSURES (Check all that apply)

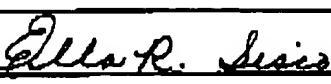
<input type="checkbox"/> Fee Transmittal Form	<input checked="" type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance communication to Technology Center (TC)
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input checked="" type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input checked="" type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Change of Correspondence Address	<input type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Response to Missing Parts/ Incomplete Application		
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		
Remarks		

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Collin A. Rose CONLEY ROSE, P.C.
Signature	
Date	February 11, 2005

## CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

Typed or printed name	Ella R. Sisco	
Signature		Date
	February 11, 2005	

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 2 hours to complete. Including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

134374/1391-19601

PAGE 2/17 \* RCVD AT 2/11/2005 3:36:14 PM [Eastern Standard Time] \* SVR:USPTO-EFXRF-1/0 \* DNI:8729306 \* CSID:7132388008 \* DURATION (mm:ss):04:30

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 09/845,473  
Applicant(s) : Daniel P. Kusmer  
Filed : April 30, 2001  
TC/A.U. : 3672  
Examiner : Gay, Jennifer Hawkins  
  
Title : Borehole Retention Device  
Docket No. : 1391-19601  
Client Ref. No.: 2000-IP-000584 U1 USA  
Customer No. : 23505  
  
Date : February 11, 2005

RECEIVED  
CENTRAL FAX CENTER

FEB 11 2005

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

**SUPPLEMENTAL RESPONSE TO FINAL OFFICE ACTION DATED OCTOBER 29, 2004**

Sir:

Please amend the above-identified application as follows and consider the following remarks in response to the final Office action dated October 29, 2004.

**Amendments to the Claims** are reflected in the listing of the claims that begins on page 2 of this paper.

**Amendments to the Drawings** begin on page 5 of this paper and include attached annotated sheets showing changes.

**Remarks/Arguments** begin on page 6 of this paper.

An **Appendix** including amended drawing figures is attached following page 10 of this paper.

143043.01/1391.19601